

MINUTES

EAU CLAIRE CITY COUNCIL LEGISLATIVE MEETING

Tuesday, February 13, 2018

City Council Chamber

4:00 p.m.

PLEDGE OF ALLEGIANCE AND ROLL CALL

Council President Kincaid called the meeting to order. The following members were present: Council Members Kate Beaton, Catherine Emmanuelle, Kerry Kincaid, David Klinkhammer, Kathy Mitchell, David Strobel, Tim Tewalt, Bob Von Haden, Terry Weld and Michael Xiong. Council Members absent: Andrew Werthmann.

CONSENT AGENDA

The Council considered a resolution adopting the Consent Agenda for the following items of routine business on Tuesday, February 13, 2018:

- Adopting the Consent Agenda.
- Approving the Minutes of the January 23, 2018 Council Legislative Session.
- Granting new bartender licenses.
- Granting a Temporary Class B Fermented Malt Beverage to Sacred Heart of Jesus - St. Patrick Parish, Rev. George T. Thayilkuzhithottu, Pastor, on March 17, 2018, at 322 Fulton Street, for St. Patrick's Day Celebration.
- Granting a Temporary Class B Fermented Malt Beverage license to Cedar Creek Community Church, Rob Gerber, President, on April 17, 2018, at 3520 Eastwind Drive, for Cedar Creek Sportsman's Banquet.
- Granting a Change of Agent for the "Class B" Intoxicating Liquor & Fermented Malt Beverage license of Apple Hospitality Group, LLC, d/b/a Applebee's Neighborhood Grill & Bar, 4745 Golf Road, from Zachary T. Ake to Travis B. Marcott.
- Granting a Change of Agent for the "Class A" Intoxicating Liquor (Cider only) & Class "A" Fermented Malt Beverage license of Cenergy, LLC, d/b/a Mega Holiday #3706, 2920 Craig Road, from Bethany Stovall to Alice Shutes.
- Granting a Change of Agent for the "Class A" Intoxicating Liquor (Cider only) & Class "A" Fermented Malt Beverage license of Cenergy, LLC, d/b/a Mega Holiday #3720, 539 Water Street, from Bethany J. Stovall to Angel A. Huddleston.
- Granting a Change of Agent for the "Class A" Intoxicating Liquor (Cider only) & Class "A" Fermented Malt Beverage license of Cenergy, LLC, d/b/a Mega Holiday #3702, 2109 Highland Avenue, from Jeremy R. Dickinson to Travis R. Langa.
- Granting a Change of Agent for the "Class B" Intoxicating Liquor & Fermented Malt Beverage license of MLCM 1997, LLC, d/b/a Maple Lounge and Cafe, 2507 S. Hastings Way, from Susan M. Wright to Matthew T. McHugh.
- Declaring the City's intention to exercise its special assessment powers under Section 66.0703, Wisconsin Statutes, for street, utility, and sidewalk improvements, and directing the City Clerk to give notice of a hearing scheduled for February 26, 2018, on the following streets:
 - Graham Avenue, Eau Claire Street to Lake Street (18-107);
 - Gray Street, South Barstow Street to 156 Feet West of Graham Avenue (18-118);
 - Main Street, South Barstow Street to Chippewa River (18-119).

- Declaring the City’s intention to exercise its special assessment powers under Section 66.0703, Wisconsin Statutes, for street, utility, and sidewalk improvements, and directing the City Clerk to give notice of a hearing scheduled for February 26, 2018, on the following streets:
 - Eighth Street, Folsom Street to Truax Boulevard (18-105);
 - Eleventh Street, Vine Street to Marshall Street (18-104);
 - Platt Street, Seventh Street to Eleventh Street (18-112);
 - Tenth Street, Platt Street to Vine Street (18-115).
- Declaring the City’s intention to exercise its special assessment powers under Section 66.0703, Wisconsin Statutes, for street, utility, and sidewalk improvements, and directing the City Clerk to give notice of a hearing scheduled for February 26, 2018, on the following streets:
 - Sherwin Avenue, Margaret Street to Chapin Street (18-113);
 - Agnes Street, Sherwin Avenue to Highland Avenue (18-101);
 - Fenwick Avenue, Keith Street to Donnellan Lane (18-106);
 - West Clairemont Frontage Road South, Stein Boulevard to West 1,500 Feet (18-102).
- Exempting the City of Eau Claire from the Chippewa County tax levy for library services.

Thereupon a motion was offered by Council Member Von Haden and seconded by Council Member Mitchell “to adopt the consent resolution.” Said motion passed by unanimous vote.

LOAN PROGRAMS

The City Council considered a resolution establishing new Economic Development loan programs and eliminating underutilized programs. Thereupon a motion was offered by Council Member Strobel and seconded by Council Member Xiong “to adopt the resolution.” Said motion passed by unanimous vote.

PARK & RECREATION SYSTEM MASTER PLAN

The City Council considered a revised resolution approving the Park and Recreation System Master Plan. Thereupon a motion was offered by Council Member Emmanuelle and seconded by Council Member Beaton “to adopt the resolution.” Said motion passed by unanimous vote.

AGREEMENTS

The City Council considered a resolution authorizing an agreement with Sustainable Resources Institute, Inc., operating as Wisconsin Urban Wood (WUW), to recycle city wood products to individuals for private use. Thereupon a motion was offered by Council Member Tewalt and seconded by Council Member Weld “to adopt the resolution.” Said motion passed by unanimous vote.

The City Council considered a resolution authorizing the City Manager to enter into a Development Agreement with Holzinger Homes, LLC for Mitscher Avenue sanitary sewer improvements, west of Nimitz Street. Thereupon a motion was offered by Council Member Klinkhammer and seconded by Council Member Von Haden “to adopt the resolution.” Said motion passed by unanimous vote.

ALLEY IMPROVEMENTS

The City Council considered a final resolution approving the project and levying special assessments for improvements on the following alleys:

- Alley South of Fountain Street, Ninth Street to Eleventh Street (18-501);
- Alley South of Hudson Street, Sixth Street to Seventh Street (18-502);
- Alley East of South Barstow Street, Lake Street to Seaver Street (18-503);
- Alley East of South Barstow Street, Seaver Street to Emery Street (18-504);
- Alley East of South Barstow Street, Earl Street to Newton Street (18-505);
- Alley East of Culver Street, Huebsch Boulevard to E/W Alley (18-506);
- Alley South of Woodland Avenue, Chauncey Street to Lee Street (18-507);
- Alley South of Sherwin Avenue, Chauncey Street to Roderick Street (18-508);
- Alley South of Sherwin Avenue, Lee Street to Margaret Street (18-509);
- Alley South of Lyndale Avenue, Chauncey Street to Roderick Street (18-510);
- Alley South of Lyndale Avenue, Roderick Street to Lee Street (18-511);
- Alley South of Lyndale Avenue, Lee Street to Margaret Street (18-512);
- Alley South of Garfield Avenue, State Street to Wilson Street (18-513);
- Alley South of Walnut Street, Ninth Street to Eleventh Street (18-514).

Thereupon a motion was offered by Council Member Mitchell and seconded by Council Member Strobel “to adopt the resolution.”

Thereupon a motion was offered by Council Member Von Haden and seconded by Council Member Tewalt to postpone consideration of the “Alley South of Fountain Street, Ninth Street to Eleventh Street (18-501)” and the “Alley South of Walnut Street, Ninth Street to Eleventh Street (18-514)” to the March 26 and 27, 2018 Council meetings. Said motion passed by unanimous voice vote.

Thereupon a motion was offered by Council Member Klinkhammer and seconded by Council Member Von Haden to postpone consideration of the “Alley East of South Barstow Street, Seaver Street to Emery Street (18-504)” to the March 26 and 27, 2018 Council meetings. Said motion passed by unanimous voice vote.

Thereupon a vote was taken “to adopt the resolution as amended.” Said motion passed by unanimous vote.

ZONING

The Council considered an ordinance rezoning property located at the southeast corner of Robin Road and 20th Avenue from R-2, I-1 and I-2 to P-Public and to adopt the site plan for the existing park, drainage pond and proposed dog park (File Z-1623-18). Thereupon a motion was offered by Council Member Xiong and seconded by Council Member Emmanuelle “to adopt the ordinance.”

Thereupon a motion was offered by Council Member Tewalt and seconded by Council Member Von Haden to amend the project plan to add a second park entrance for large dogs.

Said motion failed by the following vote: Aye: Council Members Tewalt and Von Haden.

Nay: Council Members Beaton, Emmanuelle, Kincaid, Klinkhammer, Mitchell, Strobel, Weld and Xiong.

Thereupon a vote was taken “to adopt the resolution.” Said motion passed by unanimous vote.

The Council considered an ordinance rezoning property on the east side of Jeffers Road, north of its intersection with Stephi Road from R-1A to R-1P and R-2P and to adopt the General Development Plan for single-family homes and twin homes (File Z-1622-18). Thereupon a motion was offered by Council Member Weld and seconded by Council Member Klinkhammer “to adopt the ordinance.” Said motion passed by the following vote: Aye: Council Members Kincaid, Klinkhammer, Mitchell, Strobel, Weld and Xiong. Nay: Council Members Beaton, Emmanuelle, Tewalt and Von Haden.

Council Member Von Haden exited Council Chambers.

The Council considered an ordinance rezoning property at 601 Water Street and 116th Avenue from C-2 to CBDP and to adopt the General Development Plan for a vehicle service use (File Z-1621-18). Thereupon a motion was offered by Council Member Mitchell and seconded by Council Member Strobel “to adopt the ordinance.” Said motion passed by the following vote: Aye: Council Members Beaton, Emmanuelle, Kincaid, Klinkhammer, Mitchell, Strobel, Tewalt, Weld and Xiong. Absent: Council Member Von Haden.

ZONING

The City Council had first reading on an ordinance amending the General Development Plan for C-2P zoned property located at 1004 Menomonie Street for a mixed-use building with reduced setbacks (File Z-1571-15 Amd).

The City Council had first reading on an ordinance rezoning property on the south side of the North Crossing, east of Jeffers Road from C-2P to R-3P and to adopt the General Development Plan for an apartment building (File Z-1624-18).

MOBILE FOOD ESTABLISHMENTS

The City Council had first reading on an ordinance amending Section 13.12.066 of the Code of Ordinances entitled “Mobile Food Establishments.”

TAX CREDIT REMITTANCE

The City Council had first reading on an ordinance amending Chapter 3.12 of the Code of Ordinance of the City of Eau Claire entitled “Tax Rolls.”

ADJOURNMENT

A motion was offered by Council Member Strobel and seconded by Council Member Xiong “that this meeting does now adjourn without objection.” Said motion passed by unanimous consent.

Adjournment: February 13, 2018

Time: 5:32 p.m.

ATTEST:

/s/ Kerry J. S. Kincaid, President

/s/ Carrie L. Riepl, City Clerk